

COPY in 49 P

July 8, 1957

7/28/57
opinion

Arthur E. Bean, Jr.

Attorney General

Hilton Park, Dover Point

Mr. H. H. Richardson
Assistant Maintenance Engineer
Public Works and Highways

Dear Mr. Richardson:

You have requested the opinion of this office as to whether the wording of the provisions of section 4, chapter 338, Laws of 1955, permit the use of Eastern New Hampshire Turnpike Funds for the cost of operation and maintenance of Hilton State Park. This question is raised in view of the fact that the statute provides "the cost of operation and maintenance of said park shall be a charge upon the highway funds."

The provisions of Chapter 338 do not specify any particular fund which should be used for operation and maintenance charges of Hilton State Park. It is our opinion that the Legislature intended to provide a free park for the use of toll road travelers, and under the provisions of section 8, Chapter 237, Laws of 1953, the operation and maintenance of the turnpike, as a whole, is a proper charge against tolls collected.

Very truly yours,

Arthur E. Bean, Jr.
Assistant Attorney General

AEB, Jr./w

NEW HAMPSHIRE LAW LIBRARY

OCT 01 1998

CONCORD, N.H.